

DEC 30 2005

PTO/SB/21 (12-97)

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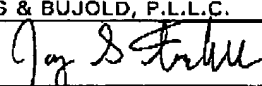
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|--|---|
| Application Number                       | 10/502,186  |
| Filing Date                              | with an effective filing date of January 21, 2003 |
| First Named Inventor                     | Eddy PENNERATH                                    |
| Group Art Unit                           | 3612  |
| Examiner Name                            | Hilary L. GUTMAN Fax: (571) 273-8300              |
| Total No. of Pages in this Submission: 2 | Attorney Docket Number METPAT P70AUS              |

## ENCLOSURES (check all that apply)

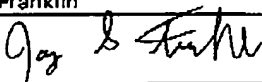
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|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee attached<br><input checked="" type="checkbox"/> Amendment/Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request (in Duplicate)<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Part/s Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition<br><input type="checkbox"/> To Convert a Provisional Petition<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Small Entity Statement<br><input type="checkbox"/> Request for Refund | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Additional Enclosure(s) (please identify below): |
|---|--|---|

## REMARKS

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|                         |   |  |
|-------------------------|---|--|
| Firm or Individual Name | Jay S. Franklin<br>DAVIS & BUJOLD, P.L.L.C.   | Reg. No. 54,105<br>CUSTOMER NO. 020210 |
| Signature               |  |  |
| Date                    | December 30, 2005   |  |

## CERTIFICATE OF TRANSMISSION

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| I hereby certify that this correspondence is being facsimile transmitted to the USPTO on <u>December 30, 2005</u> |   |
| Type or printed name  | Jay S. Franklin   |
| Signature   |  Date: December 30, 2005 (tac) |

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## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Eddy PENNERATH  
Serial no. : 10/502,186  
Filed : with an effective filing date of January 21, 2003  
For : GASKET SEAL FOR A FIXED WINDOW WHICH IS  
SOLIDLY CONNECTED TO THE FLANGES OF AN  
OPENING AND THE PRODUCTION METHOD  
THEREOF  
Group Art Unit : 3612  
Examiner : Hilary L. GUTMAN  
Docket : METPAT P70AUS  
The Commissioner for Patents  
U.S. Patent & Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

## RESPONSE

Dear Sir:

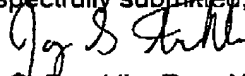
This response is being filed in reply to the office action mailed December 2, 2005. In that action, the Examiner has required restriction under 35 U.S.C. § 121 between the following groups of claims:

- I. Group I claims 17-28, drawn to a seal (class 296/93).
- II Group II claims 29-32, drawn to a method of manufacturing (class 264/239).

The Applicant elects the invention disclosed in Group I (claims 17-28) without traverse and it is requested that, without further action thereon, claims 29-32 be retained in this application pending disposition of this case and for possible filing of a divisional application(s).

In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,



Jay S. Franklin, Reg. No. 54105

Customer No. 020210

Davis &amp; Bujold, P.L.L.C.

Fourth Floor

500 North Commercial Street

Manchester NH 03101-1151

Telephone 603-624-9220

Facsimile 603-624-9229

E-mail: [patent@davisandbujold.com](mailto:patent@davisandbujold.com)